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December 17, 2010

BY ECF FILING

Honorable Arthur D. Spatt
United States District Court
For the Eastern District of New York
P.O. Box 9014
Central Islip, NY 11722-9014

Re: *Cassese v. Washington Mutual, Inc.*, Civil Action No. 05-02724

Dear Judge Spatt:

We represent Defendant Washington Mutual, Inc. ("WMI") in the above-referenced action. On December 16, 2010, WMI informed the Court that WMI and Plaintiffs, individually and on behalf of the unnamed members of the WMI class, have reached a settlement in principle and are currently drafting and finalizing a settlement agreement. (Dkt. No. 336) Further to the Court's Order dated December 17, 2010 (Dkt. No. 337), WMI respectfully requests that Your Honor stay all outstanding deadlines as to WMI until January 31, 2011 pending the parties' finalization and submission of the settlement agreement and related papers to the Court for the requisite approvals. Attached hereto is a stipulation reflecting the agreement of WMI and Plaintiffs to the schedule outlined herein.

Thank you for your attention to these matters.

Respectfully submitted,

/s/ John P. Mastando III

John P. Mastando III

cc: Counsel of Record (By ECF Filing)

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----X	
DENISE CASSESE f/k/a DENISE CALIGIURI,	:
GEORGE SCOTT RUSH, RICHARD	:
MELICHAR and RICHARD SCHROER,	:
individually and on behalf of all others	:
similarly situated,	:
	:
Plaintiffs,	:
v.	:
	:
WASHINGTON MUTUAL, INC.;	:
THE FEDERAL DEPOSIT INSURANCE	:
COMPANY, in its capacity as receiver for	:
WASHINGTON MUTUAL BANK, such entity	:
having incorporated former defendants	:
WASHINGTON MUTUAL BANK, FA, and	:
WASHINGTON MUTUAL HOME LOANS,	:
INC.,	:
	:
Defendants.	:
-----X	

05 Civ. 2724 (ADS)(ARL)

**JOINT STIPULATION
CONCERNING
FILING DEADLINES**

WHEREAS, Plaintiffs, individually and on behalf of the WMI class, and Defendant Washington Mutual, Inc. (“WMI”) have reached a settlement in principle and are drafting an agreement reflecting the terms of the settlement;

WHEREAS, Plaintiffs and WMI anticipate filing the settlement agreement and motion for preliminary approval of the settlement agreement no later than January 31, 2011;

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned counsel for the parties, as follows:

1. Any outstanding deadlines, including the deadline for WMI to answer, move or otherwise respond to Plaintiffs’ Third Amended Complaint (Dkt. No. 330), shall be extended through and including January 31, 2011.

2. A facsimile, photocopy, or PDF of this stipulation and the signatures hereto shall have the same effect and may be accepted with the same authority as the original.

Dated: New York, New York
December 17, 2010

**LOWEY DANNENBERG COHEN &
HART, P.C.**

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*Attorneys for Defendant Washington
Mutual, Inc.*

It is SO ORDERED:

Dated: _____

Hon. Arthur D. Spatt
United States District Judge